IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 43 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

DHARMENDRASINGH B GOHIL

Versus

STATE OF GUJARAT

Appearance:

MS KD PARMAR for Petitioner

MR HH PATEL, APP, for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 24/01/2001

ORAL JUDGEMENT

#. Rule. Shri Patel waives service of rule on behalf of the respondents. Heard the learned counsel for the parties.

#. I fail to see any justification in the action of the

authority to sit tight over the matter i.e. the application filed by the petitioner for grant of furlough leave to him. Whether the application is to be granted or not, it is different matter but once an application is filed, it has to be decided within reasonable time.

#. The special criminal application is disposed of in terms that the authority concerned shall decide the application of the petitioner for grant of furlough leave within a period of ten days from the date of receipt of writ of this order. Rule accordingly stands disposed of with no order as to costs.

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zgs/-